

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2003-63-S - ORDER NO. 2003-110

MARCH 4, 2003

IN RE: Sun Chemical Corporation Industrial Wastewater Service Agreements))))	ORDER PERMITTING FILING OF DOCUMENTS UNDER SEAL
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This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion of Sun Chemical Corporation (Sun Chemical or the Company) to be allowed to file certain wastewater service agreements under seal. The Motion contains the relevant facts in this matter.

Sun Chemical states that it provides wastewater utility services to industrial users within Bushy Park, a privately owned industrial park located near Goose Creek, South Carolina. The services are provided pursuant to S.C. Code Ann. Section 58-3-240 (Supp. 2002). Sun Chemical notes that in the provisioning of such wastewater utility services, Sun Chemical has entered into service agreements with industrial users at four facilities within Bushy Park. Three of the agreements are with Bayer Polymers LLC and one is with Bayer Chemicals Corporation.

S.C. Code Ann. Section 58-3-240(C) requires the filing of such service agreements with the Commission for information only. Sun Chemical, however, considers the content of the agreements to be confidential, proprietary and commercially sensitive, and states that public dissemination of the contents of the agreements could

substantially adversely affect the Company. Sun Chemical, therefore, asserts that access to the said agreements should be restricted to the review of the Commission.

Accordingly, Sun Chemical requests that it be permitted to file the stated agreements under seal and that such agreements be strictly limited to the information of the Commission only.

We have examined this matter, and have determined that the Motion of Sun Chemical to file the stated agreements under seal should be granted. This is appropriate, since the content of the agreements is considered to be confidential, proprietary and commercially sensitive. Sun Chemical also states that public release of the contents of the agreements could substantially adversely affect the Company. We hold that Sun Chemical has therefore stated appropriate grounds for confidential treatment of the agreements, and that the agreements can therefore be filed under seal. The agreements shall be restricted to the review of the Commission.

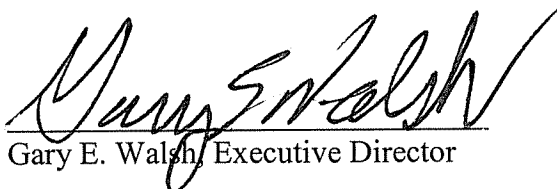
This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Mignon L. Clyburn, Chairman

ATTEST:


Gary E. Walsh, Executive Director

(SEAL)